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CONSTITUTION REVIEW COMMISSION OF INQUIRY INSTRUMENT, 2010

WHEREAS the president is satisfied that it is in the public interest that there should be appointed a Commission of Inquiry into the operation of the 1992 Constitution.

NOW THEREFORE in exercise of the powers conferred on the president by paragraph (a), clause (1) of article 278 of the Constitution, this Instrument is made this 8th day of January, 2010.

Appointment of Commission

1. There is hereby appointed by this Instrument, a Commission of Inquiry.

Members of the Commission

2. The members of the Commission are

- (a) Prof. Albert K. Fiadjoe, Professor (Emeritus) of Public Law, Chairperson,
- (b) Osabarima Kwesi Attah Paramount Chief of Cape Coast,
- (c) Naa Iddirisu Abu, Kumbun Naa, Paramount Chief of Kumbungu,
- (d) Mr. Akenten Appiah-Menka, Lawyer and Industrialist
- (e) Mrs. Sabina Ofori-Boateng, Consultant to the Legislative Drafting Unit, Office of Parliament,
- (f) Very Reverend Prof. Samuel K. Adjepong, President, Methodist University College Ghana; Chairperson, African Peer Review Mechanism Governing Council,
- (g) Dr. Nicholas Amponsah, Senior Lecturer, Department of Political Science, University of Ghana,
- (h) Mr. Gabriel Pwamang, Legal Practitioner, and
- (i) Mrs. Jean Mensa, Executive Director, Institute of Economic Affairs (IEA).

Terms of reference

3. The terms of reference of the Commission are

- (a) to ascertain from the people of Ghana, their views on the operation of the 1992 Fourth Republican Constitution and in particular the strengths and weaknesses of the Constitution;

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- (b) to articulate the concerns of the people of Ghana on amendments that may be required for a comprehensive review of the 1992 Constitution; and
- (c) to make recommendation to the Government for consideration and provide a draft Bill for possible amendments to the 1992 Constitution.

Secretariat of the Commission

4. (1) There shall be established a Secretariat of the Commission to be headed by an executive Secretary.

(2) The Executive Secretary shall be appointed by the president and shall perform the functions that the Commission may direct.

Mode of operation of Commission

5. (1) The commission shall carry out its inquiry in accordance with this Instrument and chapter twenty –three of the Constitution

(2) The commission may co-opt the services of persons that it considers fit for the proper performance of the functions of the Commission.

Public officers to assist the Commission

6. (1) The President may assign public officers to assist with the functions of the Commission on the recommendation of the Commission.

(2) The president shall cause to be assigned to the Commission police officers who the Commission considers necessary for the proper performance of the functions of the Commission.

Engagement of consultants

7. The commission may engage consultants to advise it as it considers necessary for the performance of its functions.

JOHN EVANS ATTA MILLS
President of the Republic of Ghana

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